

COMMISSIONS COURT MINUTES
110 S Main St. 2nd Floor, Lockhart, Texas
Commissioners Court September 22 ,2020 9:00 am



AMENDED 9-18-20

HOPPY HADEN	County Judge	B.J WESTMORELAND	Commissioner Pct. 1
TERESA RODRIGUEZ	County Clerk	BARBARA SHELTON	Commissioner Pct. 2
		ED THERIOT	Commissioner Pct. 3
		JOE IVAN ROLAND	Commissioner Pct. 4

Call Meeting to Order

Judge Haden calls meeting to order at 9:00 a.m.

Invocation.

Commissioner Roland opens the meeting in prayer

Pledge of Allegiance to the Flags.

(Texas Pledge: Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible).

Judge Haden leads all present in the pledge to both flags.

Judge Haden asked for a moment of silence for Deputy Constable Steve Kenny and Family.

Announcements. Items or comments from Court members or staff.

Commissioner Westmoreland expressed his condolences to Abigail Glosserman Michelson's family, she was member of Lockhart Community.

Commissioner Shelton expressed her condolences to both family's. Reported she attended Community Action Board Meeting.

Dennis Engelke reported updates on projects and grants through Caldwell County. Announced Caldwell County received approval for Water Development Grant also Community Clean up events have been scheduled.

Mike Lane explained Southeast Volunteer Fire Department is organizing a fundraiser along with the grandfather of two boys involved in a Double Homicide in June to replace UTV that was damaged.

Citizens' Comments. At this time any person may speak to Commissioners Court if they have filled out a Caldwell County Commissioners Court Participation Form. Comments will be limited to four (4) minutes per person. No action will be taken on these items and no discussion will be had between the speaker(s) and members of the Court. The Court does retain the right to correct factual inaccuracies made by the speakers. (If longer than 30 minutes, then the balance of comments will continue as the last agenda item of the day). Citizens' Comments may be submitted to the Court by using the form found at: <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtForm>

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Pursuant to Executive Order GA-28 access to the 2nd Floor Courtroom will be limited to the County Judge, Commissioners, essential staff, and one (1) other person at a time. These measures are necessary to abide by the Governor's Executive Order and are intended to facilitate communication between members of the public and public officials. Participants and speakers will be allowed to enter the courtroom when the Court takes up their respective item on the agenda. Face coverings are required when inside the building except as provided by Executive Order GA-29. The meeting will be broadcast over the internet and may be viewed at <http://www.co.caldwell.tx.us/page/caldwell.CommissionersCourtLive-OnDemand>

No Citizens' Comments

CONSENT AGENDA. (The following consent items may be acted upon in one motion).

1. **Approve payment of County invoices and County Purchase Orders in the amount of \$405,252.51. Backup: 27**
2. **Ratify re-occurring County Payments**
 - A. **\$323,626.74 (Payroll 8/16/2020 – 8/29/2020)**
 - B. **\$98,445.21 (Payroll Tax 8/16/2020 – 8/29/2020)**
 - C. **\$169,295.82 (DMV Remittance)**
3. **To accept the August 2020 Indigent Burial Report; Backup: 2**
4. **To accept the August 2020 Collection Report from the Caldwell County Appraisal District; Backup: 4**
5. **To accept the Resolution Adopting 2021 -2022 Reappraisal Plan. Backup: 45**
6. **To accept the local funding request from Juvenile Probation Board for FY 20-21 funding; Backup: 3**
7. **To accept the ratification for the payment to DK Haney; Backup: 5**
8. **To accept the ratification for the Professional Service Agreement between Caldwell County Treasurer's Office and Lara Feagins; Backup: 4**

Motion made by Commissioner Shelton to approve consent agenda, second by Commissioner Westmoreland. All voting "Aye".

SPECIAL PRESENTATION

Discuss CAMPO and Caldwell County Western Caldwell County Transportation Study.

Speaker: Judge Haden; Ryan Collins; Cost: None; Backup: TBD

Ryan Collins and Wesley Jasek discussed background on Campo and Caldwell County Western Caldwell County Transportation Study and provided a presentation along with handouts.

AGENDA ACTION ITEMS

9. **Discussion/Action regarding the burn ban. Speaker: Judge Haden / Hector Rangel; Backup: 2; Cost: None**

Hector Rangel recommends burn ban stay off. Motion made by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

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- 10. Discussion/Action** to approve the Resolution 38-2020 extending and continuing the Local State of Disaster within Caldwell County. **Speaker; Judge Haden; Cost: None; Backup: 3**

Judge Haden reads Resoluton 38-2020 extending and continuing the Local State of Disaster within Caldwell County to October 27, 2020 at 11:59 p.m. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

- 11. Discussion/Action** to discuss the changing the number of Reserve Deputies for the Constables of all Precincts for the increased safety and security of the Reserve Deputies and funding for the bond of additional Reserve Deputies. **Speaker: Commissioner Shelton; Cost: TBD; Backup: 7**

Commissioner Shelton discussed and requests clarification on the procedures to appoint Reserve Deputies. Judge Haden stated an application needs to be filed and approved by Commissioner Court, also requested bonds be filed with the County Clerk. Commissioner Shelton made a motion to table Agenda Item 11, second by Commissioner Theriot. All voting "Aye".

- 12. Discussion/Action** to approve Budget Amendment #74 from Contingency (001-6510-4860) to Tax Assessor-Collector Professional Services (001-2140-4110). **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 7**

Judge Haden requests to approve Budget Amendment #74. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

- 13. Discussion/Action** to approve change order for Purchase Order #REQ00291 for quarterly payments to Appraisal District. **Speaker: Judge Haden/ Danie Blake; Cost: TBD; Backup: 6**

Danie Blake requests to approve change order for Purchase Order #REQ00291 for quarterly payments to Appraisal District. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 14. Discussion/Action** to approve the payment to the Caldwell County Appraisal District for the Fourth Quarter collections and 911/GIS position. **Speaker: Judge Haden/ Barbara Gonzales; Cost: TBD; Backup: 5**

Judge Haden requests to approve payment to the Caldwell County Appraisal District for the Fourth Quarter collections and 911/GIS position. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

- 15. Discussion/Action** to approve Budget Amendment #75 to reimburse JP2 Office Supplies line item. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 5**

Judge Haden requests to approve Budget Amendment #75. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

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16. **Discussion/Action** to approve Budget Amendment #76 to receive the Texas Department of Emergency Management (TDEM) Hazard Mitigation reimbursement. **Speaker: Judge Haden/ Dennis Engelke; Cost: Net Zero; Backup: 4**

Dennis Engelke requests to approve Budget Amendment #76. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

17. **Discussion/Action** to approve Budget Amendment #77 to correct error on P.O. REQ00383 for J.P., Precinct 2. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 13**

Judge Haden requests to approve Budget Amendment #77. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

18. **Discussion/Action** to approve Budget Amendment #78 to receive TAC insurance proceeds for Chevrolet Tahoe for Emergency Management. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 6**

Judge Haden requests to approve Budget Amendment #78. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

19. **Discussion/Action** to approve Budget Amendment #79 regarding the CO SERIES 2020 Distribution Closing Memo. **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup:6**

Judge Haden requests to approve Budget Amendment #79. So moved by Commissioner Roland, second by Commissioner Westmoreland. All voting "Aye".

20. **Discussion/Action** to approve Budget Amendment #80 to pay down payment to Johnson Control from the 2020 Fiscal Year Budget. **Speaker: Judge Haden/ Barbara Gonzales; Cost: \$702,368.00; Backup: 5**

Judge Haden requests to approve Budget Amendment #80. So moved by Commissioner Theriot, second by Commissioner Shelton. All voting "Aye".

21. **Discussion/Action** to approve the down payment for Johnson Controls invoice. **Speaker: Judge Haden/ Barbara Gonzales; Cost: \$702,368.00; Backup: 2**

Judge Haden requests the approval of down payment for Johnson Controls invoice. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

22. **Discussion/Action** to ratify Budget Amendment #81 to transfer funds from Contingency (001-6510-4860) to Emergency Management Operations Center (001-6650-4800). This emergency payment was necessitated to prevent this essential vendor from discontinuing service. **Speaker: Judge Haden/ Danie Blake; Cost: \$3,786.00; Backup: 5**

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Judge Haden requests to ratify Budget Amendment #81. So moved by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

- 23. Discussion/Action** to ratify the payment to Penguin Management, Inc. **Speaker: Judge Haden/ Danie Blake; Cost: \$3,786.00. Backup: 8**

Judge Haden requests to ratify payment to Penguin Management, Inc. So moved by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

- 24. Discussion/Action** to approve Budget Amendment #82 to move money from Autopsy (001-6510-4123) to Fax & Internet (001-6510-4425) and Lease-Repair and Maintenance (001-6510-4841). **Speaker: Judge Haden/ Barbara Gonzales; Cost: Net Zero; Backup: 3**

Judge Haden requests to approve Budget Amendment #82. So moved by Commissioner Roland, second by Commissioner Theriot. All voting "Aye".

- 25. Discussion/Action** to ratify the acceptance of the 2021 Statewide Automated Victim Notification Services (SAVNS) grant contract of \$18,571.12. **Speaker: Judge Haden/ Dennis Engelke; Cost: None; Backup: 25**

Dennis Engelke requests to ratify the acceptance of 2021 SAVNS Grant. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

- 26. Discussion/Action** to approve the Participation Entity Services Agreement for the Statewide Automated Victim Notification Service (SAVNS) Grant Contract. **Speaker: Judge Haden/ Dennis Engelke; Cost: None; Backup: 2**

Dennis Engelke requests to approve SAVNS Grant Contract. So moved by Commissioner Theriot, second by Commissioner Roland. All voting "Aye".

- 27. Discussion/Action** to accept the \$18,000 Interlocal Cooperation Contract with Texas State University as a participant in the FY 20-21 Tobacco Enforcement Program. **Speaker: Judge Haden/ Dennis Engelke; Cost: None; Backup: 9**

Dennis Engelke requests to accept \$18,000 Interlocal Cooperation Contract with Texas State University as a participant in FY 20-21 Tobacco Enforcement Program. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

- 28. Discussion/Action** to approve the Road Material, Fuel, Oil & Lubricant Bid Submissions. **Speaker: Judge Haden/ Danie Blake; Cost: None; Backup:62**

Danie Blake requests to approve Road Material, Fuel, Oil & Lubricant Bid Submissions, provided court and County Clerk with handouts detailing prices and material. So moved by Commissioner Shelton, second by Commissioner Westmoreland. All voting "Aye".

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29. **Discussion/Action** to approve the Interlocal Agreement On-Site Sewage Facilities (OSSF) between City of Lockhart and Caldwell County. **Speaker: Judge Haden/ Kasi Miles; Cost: None; Backup: 3**

Judge Haden requests to table Agenda Item 29. Motion made by Commissioner Westmoreland, second by Commissioner Roland. All voting "Aye".

30. **Discussion/Action** to approve the Final Plat for Willow Haven Subdivision to include lots on approximately 18.94 acres located on northeast corner of Young Lane (CR 197) and Seawillow Road (CR 205). **Speaker: Commissioner Westmoreland/ Kasi Miles; Cost: None; Backup: 25**

Kasi Miles recommends approval of the Final Plat for Willow Haven Subdivision. Motion made by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

31. **Discussion/Action** to approve the Final Plat for Eloise Estates Subdivision to include 14 lots on approximately 27.11 acres fronting Fox Lane (CR 198) and Lake Road (CR 199). **Speaker: Commissioner Shelton/ Kasi Miles; Cost: None; Backup: 47**

Kasi Miles requests approval of the Final Plat for Eloise Estates Subdivision. Motion made by Commissioner Shelton, second by Commissioner Theriot. All voting "Aye".

32. **Discussion/Action** to approve the Order authorizing the filing of a Final Plat (Short Form Procedure) concerning the Re-plat of Austin Skyline Subdivision Section 5, Lot 19 located on Prairie Hill Road. **Speaker: Commissioner Theriot/ Kasi Miles; Cost: None; Backup: 13**

Kasi Miles requests to approve filing of a Final Plat concerning the Re-plat of Austin Skyline Subdivision. So moved by Commissioner Theriot, second by Commissioner Shelton. All voting "Aye".

33. **Discussion/Action** to approve the Order authorizing the filing of a Final Plat (Short Form Procedure) for Jesus Maria Santana Subdivision, a 4-lot Subdivision consisting of 19.993 acres located on Homannville Trail (CR 179). **Speaker: Commissioner Roland/ Kasi Miles; Cost: None; Backup: 14**

Kasi Miles requests to approve filing of Final Plat for Jesus Maria Santana Subdivision. Motion made by Commissioner Roland, second by Commissioner Westmoreland. All voting "Aye".

34. **Discussion/Action** to approve Caldwell County enrollment to Texas Associations of Counties' State Mandated Cybersecurity Training for FY 2021. **Speaker: Judge Haden/ Ezzzy Chan; Cost: None; Backup: 4**

Judge Haden requests to approve State Mandated Cybersecurity Training for FY 2021. So moved by Commissioner Westmoreland, second by Commissioner Shelton. All voting "Aye".

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35. Adjournment.

Motion made by Commissioner Shelton, second by Commissioner Theriot that we adjourn. All voting "Aye". Court adjourns at 10:13 a.m.

I, TERESA RODRIGUEZ, COUNTY CLERK AND EX OFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Caldwell County Commissioners' Court on September 22, 2020



TERESA RODRIGUEZ, COUNTY CLERK AND EX OFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
CALDWELL COUNTY, TEXAS

